

08/952775

PATENT APPLICATION/PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
JOHAN GIERVELD, :
DIEDERIK HENDRIK ALEWIJN HOL : SPORT DEVICE
and EGBERT OTTEN :
International Application :
No. PCT/NL96/00209 :
International Filing Date :
24 May 1996 :
Priority Dates Claimed :
24 May 1995 :
26 September 1995 :
11 January 1996 :
Serial No. Not Yet Assigned :
Filed Concurrently Herewith :
Pittsburgh, Pennsylvania
November 21, 1997

LETTER RECOGNIZING ATTORNEYS

Assistant Commissioner for Patents
Washington DC 20231

Sir:

Enclosed are appropriate papers for initiating the national phase of the above-identified PCT application, comprising a specification, claims, drawings and an abstract. A Preliminary Amendment is also enclosed.


Please accept the application for purposes of granting a filing date and recognize Richard L. Byrne, Russell D. Orkin and James G. Porcelli, Registration Nos. 28,498, 25,363 and 33,757, respectively, as attorneys in this application, pending the filing of a formal Declaration and Power of Attorney.

Kindly direct all communications relating to this application to Russell D. Orkin.

Respectfully submitted,


WEBB ZIESENHEIM BRUENING LOGSDON
ORKIN & HANSON, P.C.

By


Richard L. Byrne, Reg. No. 28,498
Attorney for Applicants
700 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219-1818
Telephone: 412/471-8815
Facsimile: 412/471-4094

77 Rec'd PCT/PTC 21 NOV 1997
08/952775

Form PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV 10-95)		ATTORNEY'S DOCKET NUMBER 971578
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
INTERNATIONAL APPLICATION NO. PCT/NL96/00209	INTERNATIONAL FILING DATE 24.05.96	PRIORITY DATES CLAIMED 24.05.95/26.09.95/11.01.96
TITLE OF INVENTION SPORT DEVICE		
APPLICANT(S) FOR DO/EO/US Johan GIERVELD, Diederik Hendrik Alewijn HOL and Egbert OTTEN		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1). <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). <input checked="" type="checkbox"/> has been transmitted by the International Bureau. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)). <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). <input type="checkbox"/> have been transmitted by the International Bureau. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. <input checked="" type="checkbox"/> have not been made and will not be made. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p>Items 11. to 16. below concern document(s) or information included:</p> <ol style="list-style-type: none"> <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. <input checked="" type="checkbox"/> A FIRST preliminary amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. <input type="checkbox"/> A substitute specification. <input type="checkbox"/> A change of power of attorney and/or address letter. <input checked="" type="checkbox"/> Other items or information: <ol style="list-style-type: none"> Letter Recognizing Attorneys PCT/IB/345, PCT/IB/306 (2 pp.) - Adding two applicants WO 96/37269-Front Page with Abstract, specification, claims, drawings and search report (34 pp.) Written Opinion mailed 06.03.97, Reply dated 06.06.97 International Preliminary Examination Report and Annex dated 19.08.97 		

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO. PCT/NL96/00209		ATTORNEY'S DOCKET NUMBER 971524	
17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO..... \$930.00 International preliminary examination fee paid to USPTO (37 CFR 1.482)..... \$720.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))..... \$790.00 Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$1070.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)..... \$98.00				CALCULATIONS PTO USE ONLY	
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$ 930.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 130.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	17	0	X \$22.00	\$ 0.00	
Independent claims	1 - 3 =	0.	X \$82.00	\$ 0.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 1,060.00	
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).				\$ 0.00	
SUBTOTAL =				\$ 1,060.00	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 1,060.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 00.00	
TOTAL FEES ENCLOSED =				\$ 1,060.00	
				Amount to be: refunded	\$
				charged	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>1,060.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Assistant Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>23-0650</u> . A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: Russell D. Orkin 700 Koppers Building 436 Seventh Avenue Pittsburgh, Pennsylvania 15219-1818 Telephone: (412) 471-8815 Facsimile: (412) 471-4094			 SIGNATURE Richard L. Byrne NAME 28,498 REGISTRATION NUMBER		

77 Rec'd PTC 21 NOV 1997

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

ATTORNEY'S DOCKET NUMBER

JOHAN GIERVELD,
DIEDERIK HENDRIK ALEWIJN HOL
and EGBERT OTTEN

702-971578

PCT/NL96/00209

ENTITLED

"SPORT DEVICE"

To BOX PCT
Attention: DO/EO/US

Assistant Commissioner for Patents
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" Label Number EM081684016US

Date of Deposit November 21, 1997

I hereby certify that the following attached paper or fee

REPLY dated 06.06.97 (6 pp.)

is being deposited with the United States Postal Service
"Express Mail Post Office to Addressee" service under 37
C.F.R. §1.10 on the date indicated above and is addressed to
the Assistant Commissioner for Patents, Washington, D.C.
20231.

Nora Ann Pastrick
(Typed name of person mailing paper or fee)

Nora Ann Pastrick
(Signature of person mailing paper or fee)

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INTERNATIONAL PRELIMINARY EXAMINATION REPORT
(PCT/IPEA/409) dated 19.08.97

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I hereby certify that the following attached paper or fee

WO 96/37269 - FRONT PAGE with ABSTRACT (1 p.),
SPECIFICATION (11 pp.), CLAIMS (3 p.)
DRAWINGS (17 pp.) and SEARCH REPORT (2 pp.)

is being deposited with the United States Postal Service
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PCT/IB/345, PCT/IB/306 (2 pp.),
copy of facsimile dated 05.03.97

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